

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE:

MARIBEL APARICIO MALDONADO

DEBTOR

CASE NO. 10-04506-ESL

CHAPTER 13

**DEBTOR'S MOTION REQUESTING ORDER
RE: AUTHORIZATION TO USE FUNDS FROM TAX REFUND**

TO THE HONORABLE COURT:

NOW COMES, **MARIBEL APARICIO MALDONADO**, debtor, through the undersigned attorney, and very respectfully states and prays as follows:

1. This Court has held that the "tax refund becomes income when received and in the amount received. The amount must be paid into the plan shortly after receipt."

Opinion and Order, dated June 22, 2009, *In re Figueroa Padilla*, case no. 07-07495.

2. The debtor's proposed Plan dated July 28, 2010, provides that debtor's tax refund will be paid into the Plan. See docket no. 21.

3. The debtor has received their 2010 tax refund in the sum of \$1,000.00. Attached is copy of the check as received from the Treasury Department of Puerto Rico.

4. The debtor need to use the funds from the "tax refunds" for the following expenses: vehicle repairs, and glasses expenses. Attached is copy of invoices for all of these expenses.

5. Based on the above stated, the debtor respectfully requests this Court to Order the authorization of the use of these funds to allow the debtor to pay for this expenses with her "tax refund".

WHEREFORE, debtor, through the undersigned attorney respectfully requests that this Honorable Court grant the foregoing motion and allow the use of the funds from the 2010 tax refund by the debtor to pay for the above stated expense.

NOTICE

Within ten (10) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

I **CERTIFY** that on this same date a copy of this motion was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, Jose R. Carrion Morales, Esq.; I also certify that a copy of this motion was sent via US Mail to Maribel Aparicio Maldonado Urb. Mariolga V 12 San Joaquin Street Caguas PR 00725.

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 28th day of August, 2011.

/s/ Roberto Figueroa-Carrasquillo
ROBERTO FIGUEROA CARRASQUILLO
USDC #203614
ATTORNEY FOR PETITIONERS
PO BOX 193677 SAN JUAN PR 00919-3677
TEL NO 787-744-7699 FAX 787-746-5294
EMAIL: rfigueroa@rfclawpr.com

15985241

*****AUTO**SCH 5-DIGIT 00725

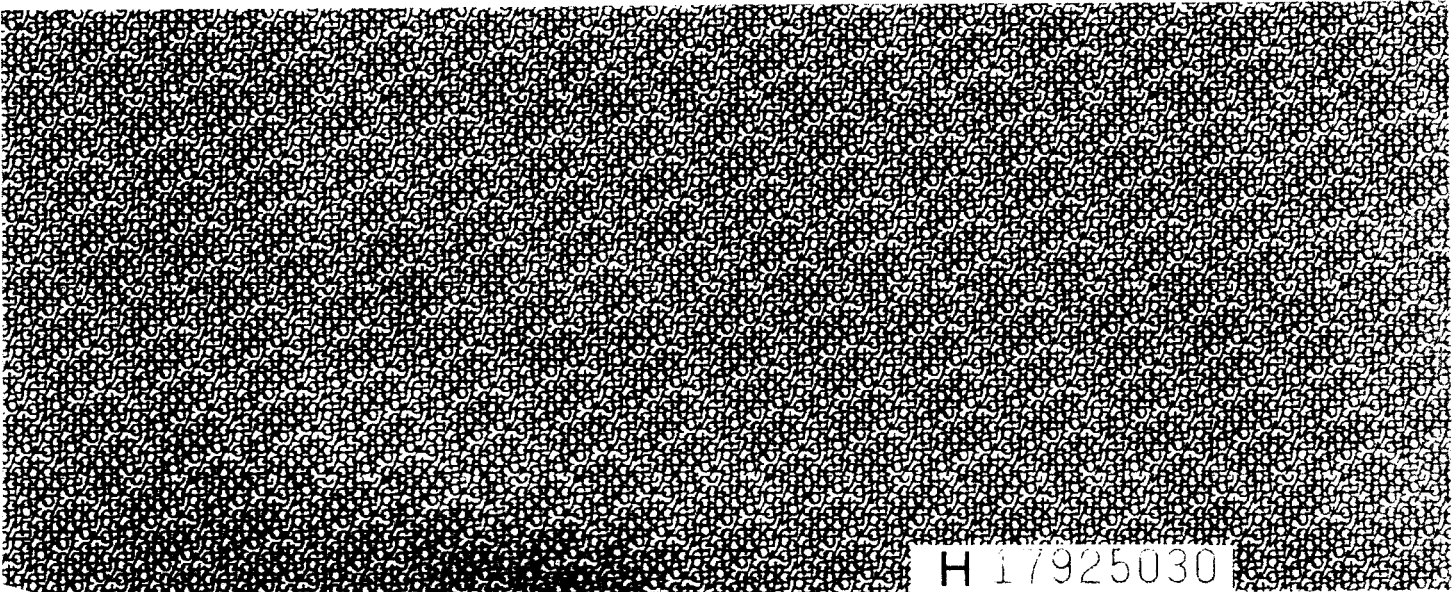
JULIO E PORTELA MARCANO Y
MARIBEL APARICIO MALDONADO
URB MARIOLGA
V12 CALLE SAN JOAQUIN
CAGUAS PR 00725-6449

ELECTRONIC SERVICE REQUESTED

ESTADO LIBRE ASOCIADO DE PUERTO RICO
DEPARTAMENTO DE HACIENDA
PO BOX 9024140
SAN JUAN, PR 00902-4140



PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
SAN JUAN, P.R.
PERMIT NO. 1130



H 17925030

Modelo de cheque
31-ENERO-2010



REINT
2010

DIA	MES	AÑO
21	07	11
FECHA EMISION		

DIA	MES	AÑO
21	01	12
VENCE EN		

15985241

NUMERO DE CHEQUE

UN MIL CON NO/100

JULIO E PORTELA MARCANO Y
MARIBEL APARICIO MALDONADO

B416



IMPORTE
\$*****1,000.00

[Signature]

SECRETARIO DE HACIENDA

15985241 021502118 32504013

Barrio Bayamón — Tel. 739-8747 — Buzón 6152

Dariusz Bajdak **0000-0001-9000-0000**

CIDRA, PUERTO RICO
Gomas Nuevas, Recaping, Tubos, Baterias,
Accesorios, Piezas de Bicicleta,
Cambio de Aceite y Filtros
Atendido Por su Propio Dueño

Agosto 9 de 2011
SR. Xavriel Portela

[illegible]

Nota: Nuestras cuentas vencen mensualmente

Las partes contratantes someten expresamente a las salas del Tribunal Superior y de Distrito para cuantas gestiones judiciales sean originadas por el presente contrato. Después de treinta días de la fecha de esta factura su importe devengará intereses al 12 por ciento anual.

FACTURA

IMPORTANTE:
NO ACEPTAMOS NINGUN TIPO DE RECLAMACION O DEVOLUCION DESPUES DE CINCO (5) DIAS DE VENDIDA LA MERCANCIA.
EFFECTOS ELECTRICOS Y DE CARBURACION NO TIENEN GARANTIA NI DEVOLUCION.
NO ACEPTAMOS DEVOLUCIONES EN PIEZAS DESPACHADAS CORRECTAMENTE.
TODO DEPOSITO CADUCA A LOS SIETE (7) DIAS.
NO ATENDEREMOS NINGUN RECLAMO SIN LA PRESENTACION DE ESTA FACTURA.

CENTROPIEZAS PLUS

"PIEZAS PARA AUTOMOVILES EN GENERAL"
• AMERICANOS • JAPONESES • EUROPEOS

3959155

CENTROPIEZAS SIERRA BAYAMON
AVE WEST MAIN CALLE C BLOQUE 39-A #21 SIERRA BAYAMON
HORARIO: LUNES a SABADO 7:30 AM A 5:30 PM DOMINGO 11:00 A 2:00
TELS (787) 740-1777 (787) 740-4044 FAX (787) 269-0055

Prt:PRT039
Term:NET111
User:cpjan
Loc: 5
Page: 1
Codes:2
Sls:0
QUOTE:

Cash Customer

Cust : 0

Order:08/08/2011 11:20AM

CANTIDAD	NUMERO DE PIEZA	DESCRIPCION	DEPOSITO	PRECIO LISTA	PRECIO VENTA	EXTENSION
1	MON GS71644	IGUAL 333211-5466122000		59.00	59.00	59.00
1	HYUNDAI ACCENT 95-98 FRONT RH	IGUAL 333212-5465122000		59.00	59.00	59.00
1	MON GS71645	IGUAL 333212-5465122000		59.00	59.00	59.00
1	HYUNDAI ACCENT 95-98 FRONT LH			27.00	27.00	27.00
1	FPA 7376D4976M	PAD FRENO		22.00	22.00	22.00
1	HYUNDAI ACCENT, EXCEL, MITS. PRECIS FRONT 2000-90	SET BANDAS DE FRENO		29.00	29.00	29.00
1	FBS 707NB			24.00	24.00	24.00
1	HYUNDAI ACCENT 95-99					
1	SOJ 2181022010	SOPORTE MOTOR-2181022000				
1	HYUNDAI ACCENT 95-00 RH STD-22020/22040					
1	SOJ 2183022000	8724/2183022000 SOP. TRAS.				
TOTAL UNIDADES			TOTAL DEPOSITO	TOTAL LISTA	PAGUE ESTE TOTAL	
RECIBIDO POR:					➔ \$	

X

FIRMA AUTORIZADA DEL CLIENTE

FACTURA

IMPORTANTE:
NO ACEPTAMOS NINGUN TIPO DE RECLAMACION O DEVOLUCION DESPUES DE CINCO (5) DIAS DE VENDIDA LA MERCANCIA.
EFFECTOS ELECTRICOS Y DE CARBURACION NO TIENEN GARANTIA NI DEVOLUCION.
NO ACEPTAMOS DEVOLUCIONES EN PIEZAS DESPACHADAS CORRECTAMENTE.
TODO DEPOSITO CADUCA A LOS SIETE (7) DIAS.
NO ATENDEREMOS NINGUN RECLAMO SIN LA PRESENTACION DE ESTA FACTURA.

CENTROPIEZAS PLUS

"PIEZAS PARA AUTOMOVILES EN GENERAL"
• AMERICANOS • JAPONESES • EUROPEOS

3959156

CENTROPIEZAS SIERRA BAYAMON
AVE WEST MAIN CALLE C BLOQUE 39-A #21 SIERRA BAYAMON
HORARIO: LUNES a SABADO 7:30 AM A 5:30 PM DOMINGO 11:00 A 2:00
TELS (787) 740-1777 (787) 740-4044 FAX (787) 269-0055

Prt:PRT039
Term:NET111
User:cpjan
Loc: 5
Page: 2
Codes:2
Sls:0
QUOTE:

Cash Customer

Cust : 0

Order:08/08/2011 11:20AM

CANTIDAD	NUMERO DE PIEZA	DESCRIPCION	DEPOSITO	PRECIO LISTA	PRECIO VENTA	EXTENSION
1	HYUNDAI ACCENT 97-99 STD	8676 S/MOTOR FRONT		21.00	21.00	21.00
1	SOJ 2184022000	8677 SOP MOTOR		22.00	22.00	22.00
1	HYUNDAI ACCENT 1.5L 95-97 STD			3.95	3.95	19.80
4QT	SOJ 2185022702		1.00	4.00	4.00	4.00
1	HYUNDAI ACCENT SOHC REAR 95-96			14.00	14.00	14.00
1	OIL PENNZOIL	3653 PENNZOIL 10W40 QT.				
1	PUR L14459	PZ33/PER4459				
1	IZUSU/MITS/MAZDA/SUBARU/PONTIAC	F/AIRE = 2811322051				
1	PUR A25076					
1	HYUNDAI ACCENT 95-99					
1	BF ALB9079	FF203/319112200/F45067-P		12.00	12.00	12.00
TOTAL UNIDADES			TOTAL DEPOSITO	TOTAL LISTA	PAGUE ESTE TOTAL	
RECIBIDO POR:					➔ \$	

X

FIRMA AUTORIZADA DEL CLIENTE

FACTURA**IMPORTANTE:**

NO ACEPTAMOS NINGUN TIPO DE RECLAMACION O DEVOLUCION DESPUES DE CINCO (5) DIAS DE VENDIDA LA MERCANCIA.
EFECTOS ELECTRICOS Y DE CARBURACION NO TIENEN GARANTIA NI DEVOLUCION.
NO ACEPTAMOS DEVOLUCIONES EN PIEZAS DESPACHADAS CORRECTAMENTE.
TODO DEPOSITO CADUCA A LOS SIETE (7) DIAS.
NO ATENDEREMOS NINGUN RECLAMO SIN LA PRESENTACION DE ESTA FACTURA.

CENTROPIEZAS PLUS

"PIEZAS PARA AUTOMOVILES EN GENERAL"
• AMERICANOS • JAPONESES • EUROPEOS

3959157

Prt:PRT039

Term:NET111

User:cpjan

Loc: 5

Page: 3

Codes:2

Slsm:0

QUOTE:

Order:08/08/2011 11:20AM

CENTROPIEZAS SIERRA BAYAMON

AVE WEST MAIN CALLE C BLOQUE 39-A #21 SIERRA BAYAMON

HORARIO: LUNES a SABADO 7:30 AM A 5:30 PM DOMINGO 11:00 A 2:00

TELS (787) 740-1777 (787) 740-4044 FAX (787) 269-0055

C
L
I
E
N
T
E
Cash Customer

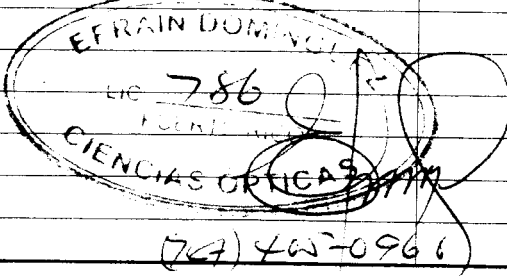
Cust : 0

CANTIDAD	NUMERO DE PIEZA #B/D#	DESCRIPCION	DEPOSITO	PRECIO LISTA	PRECIO VENTA	EXTENSION
4	HYUNDAI ACCENT 1.5L 95-UP FUEL	INYECTOR/ PUR				
4	AC BKRS5-11	2382 SPARK NGK		2.25	2.25	9.00
2	SJA K9227-BAR	MB241974 LINK KIT-K9222		7.00	7.00	14.00
	CELICA 74/84 COROLLA 74/83	18083-TRW				
1	EOS S636	ST OXY/SE OS43-FK/138-120		44.00	44.00	44.00
	UNIVERSAL 3 WIRES					
		Quotes Expire:08/20/11				
TOTAL UNIDADES			LABOR	TOTAL DEPOSITO	TOTAL DE VENTA	405.00
RECIBIDO POR:					19.00	PAGUE TOTAL 25.20
X					\$	***QUOTE***

FIRMA AUTORIZADA DEL CLIENTE

037645

CUSTOMER'S ORDER NO.	DEPT.	DATE: 29/8/11
NAME: Maribel Aparicio		
ADDRESS: Urb. Mariolga 6/ San Juan N-12		
CITY, STATE, ZIP: Coaguas, P.R. 00725		
SOLD BY:	CASH <input checked="" type="checkbox"/>	C.O.D. <input type="checkbox"/> CHARGE <input type="checkbox"/> ON ACCT. <input type="checkbox"/> MDSE RTD. <input type="checkbox"/> PAID OUT <input type="checkbox"/>

QUANTITY	DESCRIPTION	PRICE	AMOUNT
1	Espejuelo completo.		24000
2	Progresin / Polycarbonate		
3	montura Emma		
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			
			24000
RECEIVED BY:			

037644

CUSTOMER'S ORDER NO.		DEPT.	DATE: 29/8/11	
NAME: <i>Xavier Lortela</i>				
ADDRESS: <i>Urb. Mariacopa C/ San Juan V-12</i>				
CITY, STATE, ZIP: <i>Cajiao, 00725</i>				
SOLD BY:	CASH	C.O.D.	CHARGE	ON ACCT.
	<input checked="" type="checkbox"/>			
				MDSE RTD. PAID OUT

QUANTITY	DESCRIPTION	PRICE	AMOUNT
1	1 <i>Exp. Completa SV /</i>		1900
2	<i>polycarbonate / mont.</i>		
3	<i>Vista Glamour.</i>		
4	<i>(1 año de garantía</i>		
5	<i>USD mount)</i>		
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			

RECEIVED BY: *[Signature]*
 (787) 405-0960